

ITW

PATENT
Customer No. 22,852
Attorney Docket No. 4329.3227-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Shinnichi TAKEZAWA et al.) Group Art Unit: 2839
)
Application No.: 10/765,872) Examiner: Dinh, Phuong K.
)
Filed: January 29, 2004)
)
For: CARD SLOT UNIT FOR PORTABLE) Confirmation No.: 2640
DIGITAL EQUIPMENT)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

The paper is responsive to the Species Election Requirement mailed March 9, 2005, which has a period for response extending to April 11, 2005 (April 9, 2005, being a Saturday). In the Election Requirement, the Examiner required election under 35 U.S.C. § 121 between the following three (3) allegedly patentably distinct species: Species I – Figs. 1-3 and 9; Species II – Figs. 4-5; and Species III – Figs. 6-8B (Election Requirement at 2). In addition to requiring election of a species, the Examiner required Applicants to identify the claims that are readable thereon (Election Requirement at 2).

Applicants provisionally elect, without traverse, to prosecute Species I (Figs. 1-3 and 9) and submit that at least claims 1-6 are readable thereon. Applicants, however, do not necessarily agree with the various characterizations and assertions set forth in the Election Requirement,


including the allegedly patentably distinct species, and decline to automatically subscribe to any of those characterizations and assertions.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: April 11, 2005

By: 
Frank A. Italiano
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